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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Hirokatsu HAYASHI et al.

Serial No. 10/520,466

Filed January 7, 2005

CAKE OF EASILY DISPERSIBLE  
PRECIPITATED SILICA  
(AS PREVIOUSLY AMENDED)

: **Confirmation No. 5501**

: Attorney Docket No. 2005\_0004A

: Group Art Unit 1793

: Examiner Brittany M. Martinez

: **Mail Stop AF**

**PATENT OFFICE FEE TRANSMITTAL FORM**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

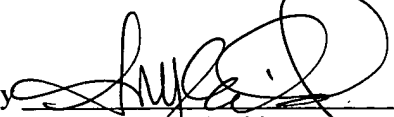
Attached hereto is a check in the amount of \$180.00 to cover Patent Office fees relating to filing the following attached papers:

Information Disclosure Statement ..... \$180.00

*The Commissioner is authorized to charge any deficiency or to credit any overpayment associated with this communication to Deposit Account No. 23-0975, with the EXCEPTION of deficiencies in fees for multiple dependent claims in new applications.*

Respectfully submitted,

Hirokatsu HAYASHI et al.

By 

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Confirmation No. 5501**  
Hirokatsu HAYASHI et al. : Attorney Docket No. 2005\_0004A  
Serial No. 10/520,466 : Group Art Unit 1793  
Filed January 7, 2005 : Examiner Brittany M. Martinez  
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**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to the provisions of 37 CFR 1.56, 1.97 and 1.98, Applicants request consideration of the references listed on attached form PTO-1449 and any additional information identified below in paragraph 3. A legible copy of each reference listed on the Form PTO-1449 is enclosed, except a copy is not provided for:

- ☒ each U.S. Patent and U.S. Patent application publication;  
☐ each reference previously cited in prior parent application Serial No. \_\_\_\_\_

1a. ☐ This Information Disclosure Statement is submitted:

within three months of the filing date (or of entry into the National Stage) of the above-entitled application, **or**

before the mailing of a first Office Action on the merits or the mailing of a first Office Action after the filing of an RCE,

**and thus no certification and/or fee is required.**

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1b. ☐ This Information Disclosure Statement is submitted

after the events of above paragraph 1a and prior to the mailing date of a final Office Action or a Notice of Allowance or an action which otherwise closes prosecution in the application, and thus:

(1) ☐ the certification of paragraph 2 below is provided, **or**

(2) ☐ the fee of \$180.00 specified in 37 CFR 1.17(p) is enclosed.

1c. ☒ This Information Disclosure Statement is submitted:

after the mailing date of a final Office Action or Notice of Allowance or action which otherwise closes prosecution in the application, and prior to payment of the issue fee, and thus:

**the certification of paragraph 2 below is provided, and**

**the fee of \$180.00 specified in 37 CFR 1.17(p) is enclosed.**

2. It is hereby certified

a. ☒ that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Statement. [Please see item 6 of this paper.]

b. ☐ that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in §1.56(c) more than three months prior to the filing of the Statement.

3. ☐ Consideration of the following list of additional information (including any copending or abandoned U.S. application, prior uses and/or sales, etc.) is requested.

4. For each non-English language reference listed on the attached form PTO-1449, reference is made to:

a. ☒ a full or partial English language translation submitted herewith,

b. ☒ a foreign Patent Office Action (partially translated to English language) submitted herewith,

- c. ☐ the concise explanation contained in the specification of the present application at page,
- d. ☒ the concise explanation set forth in the attached English language abstract,
- e. ☐ the concise explanation set forth below or on a separate sheet attached to the reference:
5. ☒ A foreign Patent Office Action report citing one or more of the references is enclosed.
6. ☒ Comments:

JP 3-45511 (BA) corresponds to U.S. Patent Nos. 5,342,598 (AA) and 5,968,470 (AB).

References AA and AB are included as corresponding applications, i.e., English translations, and therefore are not cited in the foreign Office Action.

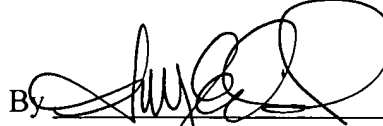
JP 5208808 (BB) corresponds to EP 0535943, which was previously cited in the Information Disclosure Statement of April 5, 2005.

The partial translation of JP '810 translates the particular passage of the reference relied on by the JPO. JP'810 was previously cited in the Information Disclosure Statement of April 5, 2005.

***The Commissioner is authorized to charge any deficiency or to credit any overpayment associated with this communication to Deposit Account No. 23-0975, with the EXCEPTION of deficiencies in fees for multiple dependent claims in new applications.***

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April 6, 2009